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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

MIKE GLEASON - Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
KRISTIN K. MAYES  
GARY PIERCE

IN THE MATTER OF THE APPLICATION OF  
BACA FLOAT WATER COMPANY FOR AN  
EXTENSION OF ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY.

DOCKET NO. WS-01678A-07-0116

PROCEDURAL ORDER

**BY THE COMMISSION:**

On February 23, 2007, Baca Float Water Company ("BFWC" or "Company") filed with the Arizona Corporation Commission ("Commission"), an Application for an Extension of its Certificate of Convenience and Necessity ("CCN" or "Certificate") to provide water service in Santa Cruz County, Arizona.

On March 22, 2007, the Commission's Utilities Division Staff ("Staff") notified the Company that its application was not sufficient pursuant to the Arizona Administrative Code.

On April 5, 2007 and May 24, 2007, BFWC responded to Staff's Insufficiency Letter.

On June 18, 2007, Staff notified the Company that its Application is sufficient pursuant to the Arizona Administrative Code.

Accordingly, the matter should be set for hearing.

IT IS THEREFORE ORDERED that the **hearing** in the above-captioned matter shall be held on **September 5, 2007 at 10:00 a.m.** or as soon thereafter as is practical, at the Commission's offices, **Room 131**, 400 West Congress St., Tucson, Arizona 85701.

IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **August 15, 2007**.

IT IS FURTHER ORDERED that Applicant shall serve public notice of the hearing in this matter, in the following form, type size and style:

**PUBLIC NOTICE OF HEARING ON APPLICATION BY  
BACA FLOAT WATER COMPANY FOR EXTENSION OF  
ITS CERTIFICATE OF CONVENIENCE AND NECESSITY  
DOCKET NO. WS-01678A-07-0116**

On February 23, 2007, Baca Float Water Company ("Company") filed an application with the Arizona Corporation Commission ("Commission") for an extension of its Certificate of Convenience and Necessity ("Certificate"). If the application is granted the Company would be the exclusive provider of water service within the requested extension area, and would be required to provide service on the terms and conditions as established by the Commission.

The application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and in Tucson, at 400 West Congress St. Suite 218, Tucson, Arizona and at the offices of the Applicant, [APPLICANT INSERT ADDRESS]. The application is also available on the Commission's website, [www.azcc.gov](http://www.azcc.gov), using the e-Docket link.

The Commission will hold a hearing on this matter on **September 5, 2007 at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's Tucson offices, **Room 131, 400 West Congress St., Tucson, Arizona 85701.**

The law provides for an open public hearing at which, under appropriate circumstances, interested persons may intervene in the proceedings and participate as a party. You may have the right to intervene in the proceeding. Intervention will be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **August 15, 2007**. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to Applicant or its counsel and to all parties of record. The motion must, at the minimum, contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different from that of the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer or potential customer of the Applicant, a member or shareholder of the Applicant, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the applications. You will not receive any further notice of this proceeding unless you request it. Comments may also be made by writing to the Commission in care of Docket Control, 1200 W. Washington, Phoenix, Arizona 85007. All correspondence should contain the Docket No. WS-01678A-07-0116.

If you have any questions about this application, you may contact Applicant at [APPLICANT insert contact name, address and telephone number]. If you want further information on intervention or have questions on how to file comments, you

1 may contact the Consumer Services Section of the Commission at 1200 West  
2 Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

3 The Commission does not discriminate on the basis of disability in admission to its  
4 public meetings. Persons with a disability may request a reasonable accommodation  
5 such as a sign language interpreter, as well as request this document in an alternative  
6 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-  
7 3931, E-mail LHogan@cc.state.az.us. Requests should be made as early as possible  
8 to allow time to arrange the accommodation.

9 IT IS FURTHER ORDERED that BFWC shall publish the above notice in a newspaper of  
10 general circulation within the proposed extended service territory and shall mail to each property  
11 owner in the requested service territory a copy of this notice by first-class U.S. Mail, to begin as soon  
12 as possible and to be completed on or before **August 2, 2007**.

13 IT IS FURTHER ORDERED that BFWC shall file certifications of mailing and publication as  
14 soon as practicable after the mailing and publication have been completed.

15 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing and  
16 publication, notwithstanding the failure of an individual customer to read or receive the notice.

17 IT IS FURTHER ORDERED that Staff shall **file its Staff Report** and associated exhibits to  
18 be presented at the hearing on or before **August 10, 2007**.

19 IT IS FURTHER ORDERED that **any objection or response** by the Applicant or Intervenor  
20 to the Staff Report shall be made in writing and filed on or before **August 27, 2007**.

21 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
22 Communications) applies to this proceeding as the matter is now set for public hearing.

23 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended  
24 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

25 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
26 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

27 DATED this 2nd day of July, 2007.

28   
JANE L. RODDA  
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed  
this 2nd day of July, 2007 to:

Mr. Jeffrey W. Crockett  
Snell & Wilmer LLP  
One Arizona Center  
400 E. Van Buren  
Phoenix, Arizona 85004-2202

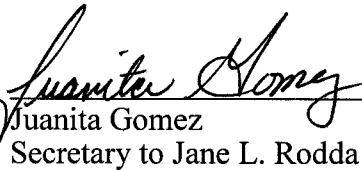
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Phoenix, Arizona 85007

ARIZONA REPORTING SERVICE, INC.  
2200 North Central Avenue, Suite 502  
Phoenix, Arizona 85004-1481

By:

  
Juanita Gomez  
Secretary to Jane L. Rodda